

FILED

APR 19 2005

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

1 Tracy L. Mainguy, Bar No. 176928
2 Operating Engineers Local Union No. 3 Trust Funds- Multi-Services
3 1620 South Loop Road
Alameda, CA 94502
(510) 748-7474

4 Attorney for Plaintiffs

5 UNITED STATES DISTRICT COURT
6 FOR THE NORTHERN DISTRICT OF CALIFORNIA
7 (SAN FRANCISCO HEADQUARTERS)

8 GIL CROTHWAITE, JOHN BONILLA, in) Case No.: c 05-0588 MHP
9 their respective capacities as Trustees of the)
OPERATING ENGINEERS HEALTH AND)
WELFARE TRUST FUND FOR)
NORTHERN CALIFORNIA; PENSION)
TRUST FUND FOR OPERATING)
ENGINEERS; PENSIONED OPERATING)
ENGINEERS HEALTH AND WELFARE)
FUND; OPERATING ENGINEERS)
ANNUITY TRUST FUND; OPERATING)
ENGINEERS AND PARTICIPATING)
EMPLOYERS PRE-APPRENTICESHIP;)
APPRENTICE AND JOURNEYMAN)
AFFIRMATIVE ACTION TRAINING)
FUND; OPERATING ENGINEERS)
VACATION AND HOLIDAY PLAN;)
CONTRACT ADMINISTRATION FUND;)
OPERATING ENGINEERS MARKET)
PRESERVATION FUND; OPERATING)
ENGINEERS INDUSTRY STABILIZATION)
TRUST FUND; BUSINESS)
DEVELOPMENT TRUST FUND; and)
HEAVY AND HIGHWAY COMMITTEE,)
Plaintiffs,)
vs.)
CLEVELAND WRECKING COMPANY, a)
California corporation,)
Defendant.)

/////
NOTICE OF VOLUNTARY DISMISSAL; ORDER THEREON;
Case No. C 05-0588 MHP

1 NOTICE IS HEREBY GIVEN THAT PURSUANT to Federal Rule of Civil Procedure
2 41(a), Plaintiffs voluntarily dismiss the above-captioned action, and request the Court to enter an
3 order in conformity with their voluntary dismissal of the matter.

4 Dated this 15th day of April of 2005

5 OPERATING ENGINEERS LOCAL UNION
6 NO. 3 TRUST FUNDS – MULTI-SERVICES

7 By: Tracy L. Main
8 TRACY L. MAIN GUY
ATTORNEY FOR PLAINTIFFS

9 **ORDER**

10 Based upon the above and pursuant to Federal Rule Of Civil Procedure 41(a), this matter
11 is dismissed.

12 Dated:

13 April 18, 2005

14 
15 MARILYN HALL PATEL
16 HON. UNITED STATES DISTRICT JUDGE